MELINDA HAAG (CABN 132612) 1 United States Attorney 2 MIRANDA KANE (CABN 150630) Chief, Criminal Division 3 HEATHER M. MELTON (CABN 260870) 4 Assistant United States Attorney 450 Golden Gate Ave., Box 36055 5 RICHARD W. WILLING CLERK, U.S. DISTRIC TOURT NORTHERN DISTRICT OF CALIFORNIA San Francisco, California 94102 Telephone: (415) 436-7200 6 Fax: (415) 436-7234 7 E-Mail: heather.melton@usdoj.gov Attorneys for Plaintiff 8 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 SAN FRANCISCO DIVISION 12 13 UNITED STATES OF AMERICA, No. CR 13-215 MAG 14 Plaintiff, 15 STIPULATION AND [PROI ORDER EXCLUDING TIME V. APRIL 23, 2013 TO MAY 23 16 CHARLES MANUEL, 17 Defendant. 18 19 The defendant, CHARLES MANUEL, represented by RITA BOSWORTH, Assistant 20 Federal Public Defender, and the government, represented by HEATHER M. MELTON, Special 21 Assistant United States Attorney, stipulate that time should be excluded from April 23, 2013 to May 23, 2013 from the Speedy Trial Clock. 22 The parties appeared before the Court on April 19, 2013. Defendant was arraigned and a 23 not guilty plea was entered. The government produced discovery to defense counsel on April 24 23, 2013. The parties jointly requested to appear before the Court on May 23, 2013 for a status 25 hearing. Based on the parties' request, the matter was continued to May 23, 2013 at 9:30 a.m. 26 27 before Judge James. The parties now jointly request that time be excluded under the Speedy Trial Clock from 28 STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME

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1	April 23, 2013 to May 23, 2013. Although many petty offenses and misdemeanors are not		
2	subject to the Speedy Trial Act, the charged offense is a Class A Misdemeanor, which does fall		
3	under the Speedy Trial Act requirements. 18 U.S.C. § 3172(2) (2013). The parties request that		
4	time be excluded based upon the need for effective preparation of counsels, pursuant to Title 18		
5	United States Code, Section 3161(h)(7)(B)(iv). The government has produced discovery to		
6	defense counsel and defense counsel requires time to review it personally and with her client.		
7			
8	DATED:	April 23, 2013	Respectfully submitted,
9			MELINDA HAAG United States Attorney
10			Officed States Attorney
11			By /s/
12			HEATHER M. MELTON Special Assistant U.S. Attorney
13			Special Assistant 0.5. Attorney
14	DATED:	April 23, 2013	BY /s/
15	DATED.	April 23, 2013	RITA BOSWORTH Assistant Federal Public Defender
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	STIPULATION AND [PROPOSED] ORDER EXCLUDING TIME Case No. CR 13-215 MAG -2-		

[PROPOSED] ORDER

Based upon the representations of counsels and for good cause shown, the Court finds that failing to exclude the time between April 23, 2013 and May 23, 2013 would unreasonably deny counsels the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between April 23, 2013 and May 23, 2013 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS HEREBY ORDERED that the time between April 23, 2013 and May 23, 2013 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

DATED:

HON. MARIXELENA JAMES United States Magistrate Judge